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## GIBSON, DUNN & CRUTCHER LLP

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December 23, 2009

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The parties should provide the Court with a status report by /11/10.

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VIA ECF & HAND DELIVERY

Honorable John G. Koeltl United States District Judge United States Courthouse 500 Pearl Street New York, New York 10007

Gucci America Inc. et al v. My ReplicaHandbag.com, et al.

07 Civ. 2438 (JGK)

Dear Judge Koeltl:

Re:

My firm represents Plaintiffs Gucci America, Inc., Chloé SAS, and Alfred Dunhill Limited in the above-captioned matter. Pursuant to the Court's Order, dated December 18, 2009, I write on behalf of Plaintiffs and non-party Bank of China to provide a joint status report regarding the dispute between Plaintiffs and Bank of China.

The parties have reached agreement on all of the material terms of a settlement that would resolve the litigation between Plaintiffs and Bank of China except for the language of a confidentiality/non-disclosure provision requested by Bank of China. Plaintiffs have presented to Bank of China proposed revisions to the provision which are currently are being considered at various levels of authority at Bank of China.

In the event that Plaintiffs and Bank of China cannot reach a final agreement by the week of January 4, 2010, if the Court is willing, the parties respectfully suggest that a settlement conference might help resolve this once and for all. In the interim, the parties respectfully request that that the Court continue to hold the pending motions in abeyance.

Client No.

T 35409-00024

## GIBSON, DUNN & CRUTCHER LLP

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We appreciate the Court's continued consideration in this matter.

Respectfully submitted,

Robent L. Weige

cc: All counsel (via ECF)